

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

FILED BY

*[Signature]*  
JF  
D.C.

05 DEC 14 PM 2:37

**JOHN C. GUYTON,****Plaintiff,****vs.****MID-SOUTH TRANSPORTATION  
MANAGEMENT, INC.,****Defendant.**

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W.D. OF TENNESSEE  
*[Signature]*

**Case No. 05-2375-DV**

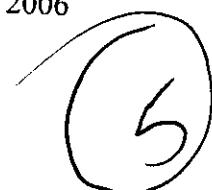
**PROPOSED SCHEDULING ORDER**

Pursuant to written notice, the parties submit agreed dates for the scheduling of this matter. The following dates were established as the final dates for:

Initial Disclosures Pursuant to Fed. R. Civ. P. 26(a)(1):	January 13, 2006
Joining Parties:	February 13, 2006
Amending Pleadings:	February 28, 2006
Initial Motion to Dismiss:	March 13, 2006
Completing all Discovery:	November 21, 2006
(a) Interrogatories, Document Production, Requests for Admissions and Depositions:	November 21, 2006
(b) Expert Witness Disclosure (Rule 26):	
(1) Disclosure of Plaintiff's Rule 26 Expert Information:	August 21, 2006
(2) Disclosure of Defendant's Rule 26 Expert Information:	September 21, 2006
(3) Expert Witness Depositions:	November 21, 2006

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 12/14/05


 November 21, 2006


 6

Filing Dispositive Motions:

January 22, 2007

Other Relevant Matters:

No depositions may be scheduled to occur after the discovery cutoff date without leave of Court. All motions, requests for admissions, or other filings that require a response must be filed sufficiently in advance of the discovery cutoff date to enable opposing counsel to respond by the time permitted by the Rules prior to that date.

Motions to compel discovery are to be filed and served by the discovery deadline or within 30 days of the default or the service of the response, answer or objection, which is the subject of the motion, if the default or the service of the response, answer or objection occurs within 30 days of the discovery deadline, unless the time for filing of such motion is extended for good cause shown, or the objection to the default, response, answer or objection shall be waived.

This case is set for jury trial. The parties anticipate that trial of this matter will last 3-4 days. The pretrial order date, pretrial conference date, and trial date will be set by the presiding judge.

The parties are reminded that pursuant to Local Rule 11(a)(1)(A), all motions, except motions pursuant to Fed. R. Civ. P. 12, 56, 59, and 60 shall be accompanied by a proposed order.

The parties have not consented to trial before the magistrate judge.

The possibility of settlement at this time appears to be unknown. The parties will jointly advise the Court on or before November 22, 2006 in a pleading to be filed in the same manner as other pleadings as to whether or not an agreement has been reached to utilize mediation. Any mediation must be completed on or before ten (10) days before the final pretrial conference; and the parties shall notify the Court of the results. Any decision to utilize mediation will not alter the deadlines established by this scheduling order.

This order has been entered after consultation with trial counsel pursuant to notice. Absent good cause shown, the scheduling dates set by this order will not be modified or extended.

IT IS SO ORDERED, on this 13<sup>th</sup> day of December 2005.

Diane K. Vescovo  
JUDGE DIANE K. VESCOVO  
UNITED STATES MAGISTRATE JUDGE  
DATE: December 13, 2005

APPROVED AS TO FORM:

By: William B. Ryan (by permission PRI)  
William B. Ryan, BPR # 20269  
Donati Law Firm, LLP  
1545 Union Avenue  
Memphis, Tennessee 38104  
(901) 278-1004

COUNSEL FOR PLAINTIFF  
John C. Guyton

By: Pamela R. Irons  
James H. Stock, Jr., BPR # 9262  
Pamela R. Irons, BPR # 23707  
WEINTRAUB, STOCK & GRISHAM  
Renaissance Center  
1715 Aaron Brenner Suite 512  
Memphis, TN 38120  
(901) 526-0431

COUNSEL FOR DEFENDANT  
Mid-South Transportation Management, Inc.



# Notice of Distribution

This notice confirms a copy of the document docketed as number 5 in case 2:05-CV-02375 was distributed by fax, mail, or direct printing on December 15, 2005 to the parties listed.

---

James H. Stock  
WEINTRAUB STOCK & GRISHAM  
1715 Aaron Brenner Dr.  
Ste. 512  
Memphis, TN 38120

William B. Ryan  
DONATI LAW FIRM, LLP  
1545 Union Ave.  
Memphis, TN 38104

Donald A. Donati  
DONATI LAW FIRM LLP  
1545 Union Ave.  
Memphis, TN 38104

C. Michael Becker  
WEINTRAUB STOCK & GRISHAM  
1715 Aaron Brenner Dr.  
Ste. 512  
Memphis, TN 38120

Honorable Bernice Donald  
US DISTRICT COURT